

1 DOWNEY BRAND LLP
2 JAMIE P. DREHER (Bar No. 209380)
3 SPENCER W. CHRISTENSEN (Bar No. 267154)
4 621 Capitol Mall, 18th Floor
5 Sacramento, CA 95814-4731
6 Telephone: (916) 444-1000
7 Facsimile: (916) 444-2100
8 jdreher@downeybrand.com
9 schristensen@downeybrand.com

10
11 Attorneys for Defendant
12 MEPCO FINANCE CORPORATION
13
14

15 UNITED STATES DISTRICT COURT
16
17 NORTHERN DISTRICT OF CALIFORNIA

18
19 JACKIE L. HIGH, individually and on
20 Behalf of All Others Similarly Situated,

21 Plaintiff,

22 v.

23 THE CHOICE MANUFACTURING
24 COMPANY, INC., MEPCO FINANCE
25 CORPORATION, and DOES 3 through 20,
26 inclusive,

27 Defendant.

28 Case No. CV 11 5478

29
30 **STIPULATION AND [PROPOSED]
31 ORDER CONTINUING CASE
32 MANAGEMENT CONFERENCE AND
33 THE PARTIES F.R.C.P. 26 OBLIGATIONS**

34
35 WHEREAS, on November 10, 2011, plaintiff Jackie L. High (“Plaintiff”) filed a
36 complaint against The Choice Manufacturing Company, Inc. (“Choice”) and MEPCO Finance
37 Corporation (“MEPCO”) captioned *High v. The Choice Manufacturing Company, Inc., et al.*,
38 Case No. CV-11-05478-LB;

39
40 WHEREAS on December 15, 2011, Plaintiff filed an Amended Complaint pursuant to
41 Federal Rule of Civil Procedure 15(a);

42
43 WHEREAS the Parties previously stipulated to continue the deadline for Defendants to
44 answer the Amended Complaint to February 17, 2012;

45
46 WHEREAS on February 17, 2012, MEPCO filed a motion to dismiss the Amended
47 Complaint pursuant to Federal Rules of Civil Procedure 8(a), 9(b) and 12(b)(6) (“Motion to

1 Dismiss"). The Motion to Dismiss is set for hearing on April 6, 2012 in front of the Honorable
2 Edward M. Chen.

3 WHEREAS Plaintiff and MEPCO have agreed that the currently scheduled case
4 management conference, which is set for March 2, 2012, should be continued to a date after the
5 hearing on the Motion to Dismiss pending the Court's ruling thereon. The purpose of the
6 agreement to continue the case management conference is to make the process more efficient as
7 the parties will have more information to report to the Court at that time. Accordingly, Plaintiff
8 and MEPCO hereby stipulate to continue the case management conference to April 27, 2012 at
9 9:00 a.m.

10 WHEREAS Plaintiff and MEPCO have further agreed to continue the deadlines for their
11 mutual obligations under Federal Rule of Civil Procedure 26, including the obligations to meet
12 and confer, to file a joint status conference and make their initial disclosures to coincide with the
13 date of the new case management conference. Accordingly, Plaintiff and MEPCO hereby
14 stipulate to continue the:

15 (1) The deadline to meet and confer pursuant to F.R.C.P. 26(f) to April 6, 2012;
16 (2) The deadline to file a joint case management statement pursuant to Civil Standing
17 Order 6 to April 20, 2012;
18 (3) The deadline to make initial disclosures pursuant to F.R.C.P. 26(a)(1)(C) to April 20,
19 2013.

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

1 IT IS ACCORDINGLY STIPULATED, by and between undersigned counsel for the
2 parties, that the Case Management Conference be continued to April 27, 2012 at 9:00 a.m.; that
3 the deadline to meet and confer pursuant to F.R.C.P. 26(f) be continued to April 6, 2012; that the
4 deadline to file a joint case management statement be continued to April 20, 2012; and that the
5 deadline to make initial disclosures pursuant to F.R.C.P. 26(a)(1)(C) also be continued to April
6 20, 2013.

7 DATED: February 21, 2012 DOWNEY BRAND LLP
8

9
10 By: /s/ Spencer W. Christensen
11 SPENCER W. CHRISTENSEN
12 Attorney for Defendant
13 MEPCO FINANCE CORPORATION

14 DATED: February 21, 2012 THE MEHDI FIRM
15

16 By: /s/ Azra Mehdi
17 AZRA MEHDI
18 Attorney for Plaintiff
19 JACKIE L. HIGH, individually
20 and on Behalf of All Others Similarly Situated

21 Pursuant to General Order No. 45 Section X(B), all signatories concur in filing this stipulation.
22

23 Dated: February 21, 2012 By: /s/ Spencer W. Christensen
24

25 [PROPOSED] ORDER
26 PURSUANT TO STIPULATION, IT IS SO ORDERED
27

28 Dated: 2/22/12

